



AY/ 3683 \$

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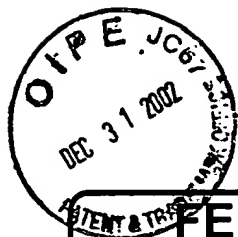
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|--|----|------------------------|-------------------|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |    | Application No.        | 09/716,113        |
|  |    | Filing Date            | November 16, 2000 |
|  |    | First Named Inventor   | Stephen J. Ruiz   |
|  |    | Group Art Unit         | 3683              |
|  |    | Examiner Name          | X. NGUYEN         |
| Total Number of Pages in This Submission   | 19 | Attorney Docket Number | 4164P004          |

| ENCLOSURES (check all that apply)  |  |  |
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| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Return Postcard</div> |
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| APPEAL BRIEF - in triplicate   |  |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |  |
|--|--|
| Firm or Individual name                    | Steven Laut, Reg. No. 47,736<br>BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature                                  |  |
| Date                                       | December 26, 2002  |

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|  |              |      | December 26, 2002 |
| Typed or printed name  | Linda D'Elia |      |                   |
| Signature  |              | Date | December 26, 2002 |

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|  |  |                          |                     |          |
|--|--|--------------------------|---------------------|----------|
| <b>FEE TRANSMITTAL</b><br><b>for FY 2003</b><br><i>Patent fees are subject to annual revision.</i> |  | <b>Complete if Known</b> |                     |          |
|  |  | Application Number       | 09/716,113          |          |
|  |  | Filing Date              | November 16, 2000   |          |
|  |  | First Named Inventor     | Stephen J. Ruiz     |          |
|  |  | Examiner Name            | X. NGUYEN           |          |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.         |  | Group/Art Unit           | 3683                |          |
| TOTAL AMOUNT OF PAYMENT (\$)   |  | 160.00                   | Attorney Docket No. | 4164P004 |

| <b>METHOD OF PAYMENT (check one)</b>  |              | <b>FEE CALCULATION (continued)</b> |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
|---|--------------|------------------------------------|--------------|---|-----------|-----------------|----------|------|------|-----|-----|------------------------|--|------|------|-----|-----|-----------------------------------|--|------|------|-----|-----|---------------------------------------|--|------|------|-----|-----|---|--|------|------|-----|----|---|--|--------------|--|--|--|--|-----------|--|--|
| <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None<br><input checked="" type="checkbox"/> Deposit Account   |              | <b>3. ADDITIONAL FEES</b>          |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| Deposit Account Number: 02-2666<br>Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP   |              |                                    |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
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| <b>FEE CALCULATION</b>  |              |                                    |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| <b>1. BASIC FILING FEE</b>  |              |                                    |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| <table border="1"><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1001</td><td>2001</td><td>740</td><td>370</td><td>Utility filing fee</td><td></td></tr><tr><td>1002</td><td>2002</td><td>330</td><td>165</td><td>Design filing fee</td><td></td></tr><tr><td>1003</td><td>2003</td><td>510</td><td>255</td><td>Plant filing fee</td><td></td></tr><tr><td>1004</td><td>2004</td><td>740</td><td>370</td><td>Reissue filing fee</td><td></td></tr><tr><td>1005</td><td>2005</td><td>160</td><td>80</td><td>Provisional filing fee</td><td></td></tr><tr><td colspan="5">SUBTOTAL (1)</td><td>(\$)</td></tr></tbody></table>  |              | Large Entity                       | Small Entity | Fee Code  | Fee (\$)  | Fee Description | Fee Paid | 1001 | 2001 | 740 | 370 | Utility filing fee     |  | 1002 | 2002 | 330 | 165 | Design filing fee                 |  | 1003 | 2003 | 510 | 255 | Plant filing fee                      |  | 1004 | 2004 | 740 | 370 | Reissue filing fee                                |  | 1005 | 2005 | 160 | 80 | Provisional filing fee                                    |  | SUBTOTAL (1) |  |  |  |  | (\$)      |  |  |
| Large Entity  | Small Entity | Fee Code                           | Fee (\$)     | Fee Description   | Fee Paid  |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1001  | 2001         | 740                                | 370          | Utility filing fee  |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1002  | 2002         | 330                                | 165          | Design filing fee   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1003  | 2003         | 510                                | 255          | Plant filing fee  |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1004  | 2004         | 740                                | 370          | Reissue filing fee  |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1005  | 2005         | 160                                | 80           | Provisional filing fee                                    |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| SUBTOTAL (1)  |              |                                    |              |   | (\$)      |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| <b>2. EXTRA CLAIM FEES</b>  |              |                                    |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| <table border="1"><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1202</td><td>2202</td><td>18</td><td>9</td><td>Claims in excess of 20</td><td></td></tr><tr><td>1201</td><td>2201</td><td>84</td><td>42</td><td>Independent claims in excess of 3</td><td></td></tr><tr><td>1203</td><td>2203</td><td>280</td><td>140</td><td>Multiple Dependent claim, if not paid</td><td></td></tr><tr><td>1204</td><td>2204</td><td>84</td><td>42</td><td>**Reissue independent claims over original patent</td><td></td></tr><tr><td>1205</td><td>2205</td><td>18</td><td>9</td><td>**Reissue claims in excess of 20 and over original patent</td><td></td></tr><tr><td colspan="5">SUBTOTAL (2)</td><td>(\$) 0.00</td></tr></tbody></table> |              | Large Entity                       | Small Entity | Fee Code  | Fee (\$)  | Fee Description | Fee Paid | 1202 | 2202 | 18  | 9   | Claims in excess of 20 |  | 1201 | 2201 | 84  | 42  | Independent claims in excess of 3 |  | 1203 | 2203 | 280 | 140 | Multiple Dependent claim, if not paid |  | 1204 | 2204 | 84  | 42  | **Reissue independent claims over original patent |  | 1205 | 2205 | 18  | 9  | **Reissue claims in excess of 20 and over original patent |  | SUBTOTAL (2) |  |  |  |  | (\$) 0.00 |  |  |
| Large Entity  | Small Entity | Fee Code                           | Fee (\$)     | Fee Description   | Fee Paid  |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1202  | 2202         | 18                                 | 9            | Claims in excess of 20                                    |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1201  | 2201         | 84                                 | 42           | Independent claims in excess of 3                         |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1203  | 2203         | 280                                | 140          | Multiple Dependent claim, if not paid                     |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1204  | 2204         | 84                                 | 42           | **Reissue independent claims over original patent         |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| 1205  | 2205         | 18                                 | 9            | **Reissue claims in excess of 20 and over original patent |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| SUBTOTAL (2)  |              |                                    |              |   | (\$) 0.00 |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
| *or number previously paid, if greater, For Reissues, see below   |              |                                    |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
|   |              | <b>Other fee (specify)</b>         |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |
|   |              | SUBTOTAL (3) (\$)                  |              |   |           |                 |          |      |      |     |     |                        |  |      |      |     |     |                                   |  |      |      |     |     |                                       |  |      |      |     |     |   |  |      |      |     |    |   |  |              |  |  |  |  |           |  |  |

|                     |             |                                   |                |
|---------------------|-------------|-----------------------------------|----------------|
| <b>SUBMITTED BY</b> |             | <b>Complete (if applicable)</b>   |                |
| Name (Print/Type)   | Steven Laut | Registration No. (Attorney/Agent) | 47,736         |
| Signature           |             | Telephone                         | (310) 207-3800 |
|                     |             | Date                              | 12/26/02       |

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